

QUESTIONS AND RESPONSES

Numbers 43-62

43. For Building 01-14 Building, the RFP, on Attachment C-3, shows the endstate as “deactivated.” During the tour and on the tour script the end state is “removed.” Which is correct?

Answer: The correct end state for the 01-14 building is "deactivated".

44. Please present on the web page, all information concerning any safety incidents, fires, etc., that have occurred at the West Valley site during the past five years.

Answer: Since the beginning of CY 2001, there have been 88 WVDP entries in the Occurrence Reporting and Processing System (ORPS). The number breakdown of these entries, based on titles is as follows: 1 Fire, 2 Fire System Discharges, 1 Worker Safety, 1 Vehicular Accident, 2 Near Misses, 7 Energized Equipment, 5 LO/TO, 8 Equipment/System Failures, 1 Weld Failure, 3 Snow/Ice Related Damages, 2 Chemical Exposure, 3 Hazardous Material Spills, 9 Shoe Contaminations, 6 Clothing Contaminations, 5 Skin Contaminations, 4 Animal Related Contaminations (nests, droppings, etc.), 3 Surface Contaminations, 4 Radiation Exposures, 2 Radiation Limits Exceeded (CAM Alarm, sampler readings, etc.), 1 Waste Container Failure, 1 Shipping Documentation Procedural Compliance Issue, 2 Management Concerns, 1 Negative Trend - Radiological Controls, 1 Warning Letter from NY State Regulator, 15 S/CI Discoveries, 1 Favorable Response. DOE will attempt to post reports if specifically requested.

45. What is the current status of the Site RCRA permit?

Answer: The WVDP is currently operating under a RCRA interim status Part A Permit Application. A RCRA, final status Part B permit application was submitted to the New York State Department of Environmental Conservation (NYSDEC) in December 2004. To date, the WVDP has not received comments from NYSDEC based on their technical review of the Part B application.

46. With reference to the tour notes paragraph 102, Radwaste Treatment System (RTS) Drum Cell the last sentence of the text reads: “During the contract period, it is DOE’s intent that the waste be removed and disposed, and the facility removed under a

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different DOE contract.” Is the “different contractor” responsible for waste removal, disposal and facility removal or only for waste removal?

Answer: For the purpose of this proposal, the Offerors should assume that the "other DOE Contractors" will be responsible for waste removal and disposal, and facility removal (and disposal of waste from facility removal).

47. The copy of the WVNSCO/IAMAW agreement on the SEB website does not contain the Pension and Insurance Supplement to the Agreement which is cited in Article 16, Section 1 (Pensions and Insurances) of the Agreement. Please post that supplement to the SEB website.

Answer: The Pension and Insurance Supplement to the WVNSCO/IAMAW agreement cited in Article 16, Section 1, is the same as the WVNSCO Pension Plan already posted.

48. What is the current annual funding to the Town of Ashford under the letter agreement? Is the Contractor expected to include these costs in its estimated costs?

Answer: The Alternate Emergency Operations Center (AEOC) located at the Ashford Community Center covered under the Town of Ashford Letter of Agreement (LOA) is no longer in existence and the LOA has been canceled. There is not funding applicable to this LOA.

49. Is the contractor expected to pay all or part of the lease costs for the office facility located in Ashford and currently occupied by DOE, WVNSCO and NYSERDA? If so, what would be the annual lease payment chargeable to the Contractor, for each of the years that the Contractor would be responsible for making payment from contract funds?

Answer: The Ashford Office complex lease is posted on the site and contains information on lease rates. The Contractor will pay the lease which is then reimbursed by DOE.

50. Attachment C-3 lists the pump vaults and vitrification vaults in the work scope to be removed, but does not list the Vit Cell Melters and Tanks. Are the Vit Cell Melters and Tanks (which are not listed in Attachment C-3) part of the scope of this procurement?

Answer: The Slurry Fed Ceramic Melter (the "Melter"), the Concentrator Feed Make-up Tank (CFMT), and the Melter Feed Hold Tank (MFHT) are included in the volume of stored waste in Attachment C-5. Disposal of this waste is within the scope of this procurement.

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51. As of the latest reporting, to what percentage was the WVDP pension funded? For the purpose of the proposal, are Offerors to assume that the WVDP pension plan will be fully funded at the DOE-specified level of 90 percent at contract takeover?

Answer: The pension as of May 1, 2006 is not funded at the 90% level. Current funding levels and projected funding levels are as shown below. Please note that pension costs at the anticipated contribution level are included in the computation of the stated fringe benefit rates posted on the web page in Reference Documents under the Workforce Breakdown and Pay and Benefits link. Current and projected funding levels are as follows:

Year	%	Active Participants	ERISA Min	Anticipated Contribution
2005	73%	441	\$1600000	\$1600000
2006	67%	334	\$7500000	\$7500000
2007	74%	326	\$6400000	\$6400000
2008	82%	318	\$5200000	\$5200000
2009	87%	309	\$2800000	\$2800000
2010	90%	300	\$ 600000	\$ 600000

52. In C.1.4.3, the RFP references adoption of existing systems. What are the WVDP existing systems for accounting and Project Management?

Answer: For accounting, WVDP uses an off-site national firm (ADP) Automatic Data Processing for doing payroll. WVDP attendance (Oracle) and labor distribution (Cobol) reporting is done in programs developed at WVDP. Medical benefits, 401K and pension benefits are administered under Westinghouse corporate programs. Accounts payable, receivables, general ledger, warehouse and procurement use a fully integrated Walker program that is on an IBM mainframe. Walker and the IBM mainframe are no longer being supported by the perspective vendor; the systems are currently being supported by independent subcontractors. For project management, WVDP uses Primavera P3 for scheduling and performance status. They use Microsoft Access developed programs for planning/budget reporting of cost accounts. A Visual Basic 6.0 application in conjunction with Microsoft's SQL Server 2000 database is used to integrate the schedule, performance and actual costs data. Crystal Reports are used to generate earned value reports for a web based information system.

53. The term operable is used for facilities but the site tour script included several other terms for individual systems and features. Will DOE define/clarify the terms used in the site tour, including – “is used” (same as operational?), “not currently used” (same as operable?), “was used,” “currently inactive,” “not used” (vs. never used)?

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Answer: The term "was used" refers to activities performed in a facility at a previous time, either by Nuclear Fuel Services or by the West Valley Demonstration Project. The term "is used" refers to the current use of the facility by the West Valley Demonstration Project. The terms "operable", "operational", and "inactive" are defined in Section C, Attachment C-1 - "Definitions of Terms Used in Section C and Attachments" of the Request for Proposals (RFP). The RFP should be considered the authoritative source document for information on facility conditions and use. Depending on the context, the term "not used" may mean not currently used or not previously used. Depending on the context, the term "never used" may mean the facility was never used at all, or was never used for its intended purpose but may have been used for some other purpose. DOE will attempt to clarify specific instances of this terminology usage when submitted by Offerors.

54. The documents provided reference the West Valley Pension Plan and the Welfare Benefits Plan. Do any other benefit plans exist, including but not limited to a 401(k) or other type of employee savings plan (and if so, what are the investment choices)?

Answer: There is only one Benefit and 401K plan for the WVDP employees. The 401K investment choices (fund names) are as follows: Fixed Income Fund, SSgA Bond Market Index Fund, JPM Institutional Diversified, SSgA S&P 500 Index, Salomon Bros Investors Value A, Smith Barney Appreciation A, Smith Barney Large Cap Grwth A, Smith Barney Aggr Growth A, T Rowe Price Small Cap Value, Franklin Small Mid Cap Grwth A, Dreyfus Prem Worldwide Grwth A, EuroPacific Growth

55. Is Payroll currently done through the on-site accounting software, or another source? If another source, what source?

Answer: Currently the payroll for the WVNSCO employees is contracted to Automatic Data Processing (ADP), an outside vendor for processing. Also see response to Question 52.

56. Section L.4 (3) Risk Management requests a Risk Management Plan in accordance with DOE M 413.3-1 and the information presented at the pre-proposal conference indicated a desire to take this plan directly from the proposal and include it in the contract. However, DOE M 413.3-1 on page 14-14 states that a Risk Management Plan should present the risks identified, and yet the RFP limits the number of risks we can present to five. The guidance also says that the plan needs to be specific and not merely discuss our approach to risk management, which seems to be what the fourth bullet of this RFP section asks for. The RFP limits the plan to 25 pages, which for this project is not realistic when considering all the suggestions of the guidance, including that the plan have sections summarizing the project and presenting definitions. The guidance and the RFP, therefore, seem to be in conflict. Would it be possible to ask that the proposals present a 25-page summary of the risk management

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process to be used and present the information requested in the four bullets, and then state that a full Risk Management Plan, in accordance with 413.3-1 must be presented with the Project Baseline during transition?

Answer: DOE M 413.3-1 states that the Risk Management Plan should identify specific risks and contain a plan for managing those specific risks. In addition, DOE M 413.3-1 states that the Risk Management Plan may be specific in some areas and general in other areas. DOE M 413.3-1 is not inconsistent with the requested information on Risk Management in Section L of the Request for Proposals (RFP). Section 14.5 of DOE M 413.3-1 contains a list of topics that are to be included in a Risk Management Plan. All of these topics need to be addressed, however, emphasis should be on addressing the four bullets of instruction from RFP Section L.4.(a)(3) in the plan. If the other topics need to be expanded, or if there are any risks or uncertainties in addition to those in Table L.1 plus the (no more than) five identified by the Offeror, those items can be addressed in the update of the Risk Management Plan that is submitted with Project Baseline Documents 60 days after award of the contract (see Attachment J-2 Deliverables, item 65). There are no page limitations for Risk Management Plan updates submitted after contract award. The requirements for the Risk Management Plan in the RFP, including the 25-page limit, will remain unchanged.

57. During the Site tour, several facilities were shown where waste is already being stored or which would be available to the Contractor for waste storage – are all of these facilities currently permitted under RCRA for such storage?

Answer: The facilities in which RCRA waste may be stored are identified in the most current RCRA interim status, Part A Permit Application. The particular facilities which will be physically available to store RCRA waste will be dependent upon the extent of work performed by the incumbent contractor during their current contract period.

58. Will parental guarantees be required of joint venture or limited liability corporation partners?

Answer: If an Offeror believes it is unable meet the responsibility requirements of FAR Part 9, solely because of its limited liability corporate structure, then it should provide a performance guarantee that is fully executed by all partner/parent companies of the company. The provision of a performance guarantee does not in and of itself make the Offeror responsible, rather it will allow the DOE to consider the responsibility of the companies that are signatory to the performance guarantee when making a responsibility determination of the Offeror. The solicitation will be amended to clarify this requirement and provide a model performance guarantee.

59. Section L.2(d) and L.5(j) request that the cost volume be submitted in Adobe Acrobat format. Please clarify if this applies to all sections of the cost volume including offeror's parent firm's financial information (in annual reports). Section L.5(j) appears to

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limit the requirement to only text portions, and the limits in section L.2(d) do not clearly exclude any particular sections. Does DOE desire to have annual reports in Adobe Acrobat format?

Answer: Annual Reports are not required to be submitted in Adobe Acrobat format.

60. DOE is requested to provide/post copies of the criticality evaluations WVNS-NCSE-0001 and -0002. Are these expected to be updated/revised before 31Dec06? Please post the site Critical Safety document WVDP-162 (manual) and WVNS-NCSE-001 and -002.

Answer: Nuclear criticality evaluations and the Nuclear Criticality Safety Program Manual (WVDP-162) have been posted under the Safety, Health and Quality Assurance link in Reference Documents. DOE does not anticipate that any of the posted criticality safety documents will be revised prior to December 2006.

61. Please post the USQ procedure WV-914 since it has been the process used for addressing newly "discovered" waste or other issues that may exceed the bounds of the posted DSAs.

Answer: USQ Procedure, WV-914, has been posted on the web page under the Safety, Health and Quality Assurance link in Reference Documents.

62. Please post the DOE SER's for SARs -023 and -001 as the SERs evidently contain conditions relevant to the document's implementation.

Answer: There is only one SER which covers both SAR-001 and SAR-023. DOESER-001 has been posted on the web page under the Safety, Health and Quality link in Reference Documents.